## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MATTHEW McANANY, : Civil Action

:

Plaintiff, : Jury Trial Demanded

vs. :

: Civil Action No.: 2:07-cv-00325-GLL

CASE, a corporation; CNH, a corporation; : CNH GLOBAL NV, a corporation; and : SOUTHEASTERN EQUIPMENT CO., INC., :

Defendants.

:

## STIPULATION FOR DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, the parties through their respective counsel, hereby stipulate and agree to the dismissal of this action, in its entirety, with prejudice and on the merits as to all claims, with the parties bearing their own costs.

Respectfully submitted,

LUXENBERG, GARBETT, KELLY & GEORGE, P.C.

By /s/ Charles W. Garbett
Charles W. Garbett, Esquire
Attorney for Plaintiff

day of May, 2008.

By: /s/ Daniel LaFave
Daniel LaFave, Esquire
Attorney for Defendants

Garv L. Lancaster, U.S. District Judge